

1 Elizabeth J. Arleo (SBN 201730)
2 Law Offices of Eric F. Fagan
3 2300 Boswell Rd., Suite 211
4 Chula Vista, CA 91914
5 Phone: 619-656-6656
6 Facsimile: 775-898-5471
7 Attorney for Plaintiff
8 elizabeth@arleolaw.com

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

11 JAMES SNOW, an individual.)Case No.: CV 08-1370 PVT
12 Plaintiff,)
13 v.)REQUEST TO CONTINUE JULY 1,
14 ERIN CAPITAL MANAGEMENT,)2008 CASE MANAGEMENT
15 LLC, a limited liability company; and)CONFERENCE
16 DOES 1 through 10 inclusive;)
17 Defendants.) Time: 2:00 PM
18) Date: July 1, 2008
19) Judge: Patricia V. Trumbull
20)
21)

22 Plaintiff, James Snow (“Plaintiff”), by and through his counsel of record hereby requests the
23 Case Management Conference (“CMC”) scheduled for July 1, 2008 be continued until mid-
24 September 2008 or later. Plaintiff’s request is made on the grounds that the Complaint has
25 not yet been served on Defendant, Erin Capital Management LLC (“Defendant”).

26 The complaint was filed on March 11, 2008. The ADR SCHEDULING ORDER: Case
27 Management Statement was issued immediately. The order set, among other things, the July
28 1, 2008 Case Management Conference. The Complaint has not been served. Pursuant to the

1 Fed. Rules of Civil Procedure, Rule 4(m), Plaintiff has 120 days to serve the Complaint, in
2 this instance, until July 9, 2008.

3

4 On June 25, 2008, additional counsel, Elizabeth J. Arleo, appeared on behalf of Plaintiff.
5 Counsel separately requested she be allowed to appear telephonically at the CMC. If the
6 Court grants Plaintiff's request to continue the CMC, the request for telephonic appearance
7 would be moot.

8

9 Because Defendant has not yet been served with the Complaint, Plaintiff respectfully
10 requests the CMC be continued to mid-September 2008 or later to allow sufficient time for
11 Plaintiff to serve Defendant, Defendant to appear and Answer, and for the parties to meet and
12 confer pursuant to Fed. Rules of Civil Procedure, Rule 26.

13

14 Respectfully submitted,

15

16 Dated 6/26/2008

17 S/ Elizabeth J. Arleo _____
18 Elizabeth J. Arleo, Attorney for Plaintiff

19

20

21

22

23

24

25

26

27

28

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

JAMES SNOW, an individual.)Case No.: CV 08-1370 PVT

Defendants.
)
)
)
)
)

The court hereby grants Plaintiff's request for continuance of the July 1, 2008 Initial Case Management Conference ("CMC"). The CMC is continued to _____, 2008. Other deadlines set by the March 11, 2008 Order Setting Initial Case Management Conference and ADR Deadlines [Docket #2] are continued accordingly.

Date: _____

UNITED STATES DISTRICT JUDGE
Patricia V. Trumbull